

EXHIBIT “1”

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SUMM.
Justin G. Randall, Esq.
Nevada Bar No. 12476
ER INJURY ATTORNEYS
4795 South Durango Drive
Las Vegas, Nevada 89147
Telephone: (702) 968-7500
Facsimile: (702) 968-7525
Attorneys for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

TEFFAHA R. KASYONAN, individually,
Plaintiff,

CASE NO: A-21-832932-C

CASE NO.
DEPT. NO. Department 16

v.

SUMMONS

99 CENTS ONLY STORES LLC, a California
Limited Liability Company; DOES I-V; and ROE
CORPORATIONS II-V, inclusive,

Defendants.

**NOTICE! YOU HAVE BEEN SUED, THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR
BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS, READ THE INFORMATION BELOW.**

99 CENTS ONLY STORES LLC, a California Limited Liability Company

TO THE DEFENDANT(S): A civil Complaint has been filed by the Plaintiff(s) against you for the relief set forth in the Complaint.

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:
 - a. File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court, with the appropriate filing fee.
 - b. Serve a copy of your response upon the attorney whose name and address is shown below.
2. Unless you respond, your default will be entered upon application of the Plaintiff(s) and this Court may enter a judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint
3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.
4. The State of Nevada, its political subdivisions, agencies, officers, employees, board members, commission members and legislators, each have 45 days after service of this summons within which to file an answer or other responsive pleading to the complaint.

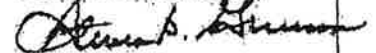
Issued at the direction of:

Justin G. Randall, Esq.
Nevada Bar No. 12476
4795 South Durango Drive
Las Vegas, Nevada 89147
Attorneys for Plaintiff

STEVEN D. GRIERSON
CLERK OF THE COURT

Marie Kramer 4/14/2021
DEPUTY CLERK DATE
200 Lewis Avenue, 5th floor
Las Vegas, Nevada 89155-1601
Marie Kramer

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Steven D. Grierson
CLERK OF THE COURT



1 COMP
2 Justin G. Randall, Esq.
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4 ER INJURY ATTORNEYS
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7 Telephone: (702) 968-7500
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9 Email: justin@erinjuryattorneys.com
10 Attorneys for Plaintiff

CASE NO: A-21-832932-C
Department 16

DISTRICT COURT
CLARK COUNTY, NEVADA

11 TEFFAHA R. KASYONAN, individually,
12 Plaintiff,

CASE NO.
DEPT. NO.

13 v.
14 99 CENTS ONLY STORES LLC, a California
15 Limited Liability Company; DOES I-V; and ROE
16 CORPORATIONS II-V, inclusive,
17 Defendants.

COMPLAINT

18 Plaintiff TEFFAHA R. KASYONAN ("Plaintiff") complains as follows:

GENERAL ALLEGATIONS

- 19 1. Plaintiff is, and at all times relevant herein, was, a resident of Clark County, Nevada.
- 20 2. The actions complained of herein occurred in Clark County, Nevada.
- 21 3. Defendant 99 CENTS ONLY STORES LLC, is, and at all times mentioned herein, a
22 California Limited Liability Company conducting business in Clark County, Nevada.
- 23 4. The true names and capacities of the Defendants designated herein as Doe or Roe
24 Corporations are presently unknown to Plaintiff at this time, who therefore sues said Defendants by such
25 fictitious names. When the true names and capacities of these defendants are ascertained, Plaintiffs will
26 amend this Complaint accordingly.
- 27 5. At all times pertinent herein, Defendants were agents, servants, employees or joint venturers
28 of every other Defendant, and at all times mentioned herein were acting within the scope and course of said
agency, employment, or joint venture, with knowledge and permission and consent of all other named
Defendants.

1 6. On September 3, 2019, Plaintiff was an invitee of Defendants at 99 CENTS ONLY
2 STORES LLC, located at 9230 S. Eastern Ave., Las Vegas, Nevada (hereafter the "Property").

3 7. Defendants maintained and were in control of the Property.

4 8. While visiting the Property, Plaintiff slipped and fell on a liquid substance on the floor
5 (hereafter the "dangerous condition"), causing Plaintiff to sustain serious injuries.

6 9. Under information and belief, Defendants had actual notice or should have known of the
7 dangerous condition.

8 10. Defendants should have warned or otherwise made safe the dangerous condition because
9 that condition was non-obvious to Plaintiff.

10 11. Defendants negligently, carelessly, and recklessly maintained, constructed and allowed the
11 dangerous condition to exist.

12 12. As a direct and proximate result of the negligence of all Defendants, Plaintiff sustained
13 injuries to her back, bodily limbs, organs and systems, all or some of which conditions may be permanent
14 and disabling, and all to Plaintiff's damage in a sum in excess of \$15,000.00.

15 13. As a direct and proximate result of the negligence of all Defendants, Plaintiff received
16 medical and other treatment for the aforementioned injuries, and said services, care, and treatment are
17 continuing and shall continue in the future, all to the damage of Plaintiff.

18 14. As a direct and proximate result of the negligence of all Defendants, Plaintiff has been
19 required to, and has limited occupational and recreational activities, which has caused and shall continue to
20 cause Plaintiff loss of earning capacity, lost wages, physical impairment, mental anguish, and loss of
21 enjoyment of life, in a presently unascertainable amount.

22 15. As a direct and proximate result of the aforementioned negligence of all Defendants,
23 Plaintiff has been required to engage the services of an attorney, incurring attorney's fees and costs to bring
24 this action.

25 **FIRST CAUSE OF ACTION**

26 16. Plaintiff incorporates paragraphs 1 through 15 of the Complaint as if those paragraphs were
27 fully incorporated herein.

28 \\

1 17. Defendants owed Plaintiff a duty of care to warn Plaintiff of the non-obvious and dangerous
2 condition.

3 18. Defendants breached this duty of care by failing to warn Plaintiff of the dangerous, non-
4 obvious condition.

5 19. Defendants' negligence directly and proximately caused Plaintiff serious injury.

6 20. As a direct and proximate result of Defendants' negligence, Plaintiff received medical and
7 other treatments for injuries sustained to her bodily limbs, organs and nervous systems, all or some of
8 which conditions may be permanent and disabling and, all to Plaintiff's damage in a sum in excess of
9 \$15,000.00. Said services, care, and treatment are continuing and shall continue in the future.

10 21. As a direct and proximate result of Defendants' negligence, Plaintiff has been required to
11 and has limited certain recreational activities, which have caused, and shall continue to cause loss of
12 enjoyment of life.

13 22. Plaintiff has been required to engage the services of an attorney, incurring attorney's fees
14 and costs to bring this action.

15 WHEREFORE, Plaintiff expressly reserves the right to amend this complaint prior to or at the time
16 of trial of this action, to insert those items of damage not yet fully ascertainable, prays judgment against all
17 Defendants, and each of them, as follows:

- 18 1. For general damages in an amount in excess of \$15,000.00;
- 19 2. For special damages in an amount in excess of \$15,000.00;
- 20 3. For reasonable attorney's fees and costs;
- 21 4. For property damages sustained by Plaintiff;
- 22 5. For interest at the statutory rate; and

23 ///

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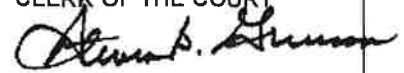
1 5. For such other relief as the Court deems just and proper.

2 ER INJURY ATTORNEYS

3
4 By: 

5 Justin G. Randall, Esq.
6 Nevada Bar No. 12476
7 4795 South Durango Drive
8 Las Vegas, Nevada 89147
9 Attorneys for Plaintiff
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Steven D. Grierson
CLERK OF THE COURT



1 ANS

2 LEW BRANDON, JR., ESQ.

3 Nevada Bar No. 5880

4 ANDREW GUZIK, ESQ.

5 Nevada Bar No. 12758

6 HOMERO GONZALEZ, ESQ.

7 Nevada Bar No. 15231

8 BRANDON | SMERBER LAW FIRM

9 139 E. Warm Springs Road

10 Las Vegas, Nevada 89119

11 (702) 380-0007

12 (702) 380-2964 – facsimile

13 l.brandon@bsnv.law

14 a.guzik@bsnv.law

15 h.gonzalez@bsnv.law

16 Attorneys for Defendant,

17 99 CENTS ONLY STORES LLC

18 DISTRICT COURT
19 CLARK COUNTY, NEVADA

20 TEFFAHA R. KASYONAN,
21 individually,

22 Plaintiff,

23 vs.

24 99 CENTS ONLY STORES LLC, a
25 California Limited Liability Company;
26 DOES I-V; and ROE
27 CORPORATIONS II-V, inclusive,

28 Defendants.

CASE NO.: A-21-832932-C

DEPT. NO.: 16

29 DEFENDANT, 99 CENTS ONLY STORES LLC'S ANSWER TO PLAINTIFF'S
30 COMPLAINT

31 COMES NOW, Defendant, 99 CENTS ONLY STORES LLC., by and through its
32 attorneys, LEW BRANDON, JR., ESQ., JEFFREY ORR, ESQ., and HOMERO GONZALEZ,
33 ESQ., of BRANDON | SMERBER LAW FIRM, and hereby answers Plaintiff's Complaint on file
34 herein as follows:

Page 2 of 5

THIRD AFFIRMATIVE DEFENSE

Defendant alleges that the Plaintiff assumed whatever risk or hazard existed at the time of this incident, if any there were, and was therefore responsible for the alleged damage suffered and further that the Plaintiff was guilty of negligence of her own acts which caused or contributed to by the fault, failure to act, carelessness or negligence of Plaintiff.

FOURTH AFFIRMATIVE DEFENSE

All the risks and dangers involved in the factual situation described in Plaintiff's Complaint, if any there were, were open, obvious and known to the Plaintiff and by reason thereof, Plaintiff assumed the risks and dangers inherent thereto.

FIFTH AFFIRMATIVE DEFENSE

Defendant alleges that the negligence of the Plaintiff exceeded that of the Defendant, and that the Plaintiff is thereby barred from recovery.

SIXTH AFFIRMATIVE DEFENSE

Pursuant to NRCP 11, as amended: All possible affirmative defenses may not have been alleged herein insofar as sufficient facts were not available after reasonable inquiry upon the filing of Defendant's Answer, and therefore, Defendant reserves the right to amend this Answer to allege additional affirmative defenses if subsequent investigation warrants.

SEVENTH AFFIRMATIVE DEFENSE

The damages sustained by Plaintiff, if any, were caused by the acts of third persons who were not agents, servants or employees of this answering Defendant and who were not acting on behalf of this answering Defendant in any manner or form and as such, this Defendant is not liable in any matter to the Plaintiff.

BRANDON | SMERBER
LAW FIRM
139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

EIGHTH AFFIRMATIVE DEFENSE

Defendant at all times relevant to the allegations contained in Plaintiff's Complaint, acted with due care and circumspection in the performance of any and all duties imposed on it.

NINTH AFFIRMATIVE DEFENSE

That it has been necessary of the Defendant to employ the services of an attorney to defend the action and a reasonable sum should be allowed Defendant for attorney's fees, together with costs of suit incurred herein.

TENTH AFFIRMATIVE DEFENSE

Plaintiff has failed to mitigate her alleged damages, and, to the extent of such failure to mitigate any damages awarded to Plaintiff, should be reduced accordingly.

ELEVENTH AFFIRMATIVE DEFENSE

Plaintiff's claims are barred by applicable statutes of limitations.

TWELFTH AFFIRMATIVE DEFENSE

Defendant objects as to authentication, foundation and genuineness of all of Plaintiff's medical providers and documents listed or presented by Plaintiff.

WHEREFORE, Defendant, 99 CENTS ONLY STORES LLC., prays as follows:

1. That Plaintiff take nothing by way of her Complaint on file herein;
2. For reasonable attorney's fees and costs of suit incurred herein;

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139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

BRANDON | SMERBER
LAW FIRM

3. For such other and further relief as the Court may deem just and proper in the premises.

DATED this 23rd day of April, 2021.

BRANDON | SMERBER LAW FIRM

/s/ Lew Brandon, Jr., Esq.

LEW BRANDON, JR., ESQ.

Nevada Bar No. 5880

ANDREW GUZIK, ESQ.

Nevada Bar No. 12758

HOMERO GONZALEZ, ESQ.

Nevada Bar No. 15231

139 E. Warm Springs Road

Las Vegas, Nevada 89119

(702) 384-8424

(702) 384-6568 - *facsimile*

Attorneys for Defendant,

99 CENTS ONLY STORES LLC

CERTIFICATE OF SERVICE

Pursuant to NRCp 5(b), I hereby certify that on April 23, 2021, I served the foregoing

DEFENDANT, 99 CENTS ONLY STORES, LLC'S ANSWER TO PLAINTIFF'S

COMPLAINT through the Court's ECF electronic filing system, upon the following:

JUSTIN G. RANDALL, ESQ.

Nevada Bar No. 12476

ER INJURY ATTORNEYS

4795 South Durango Drive

Las Vegas, Nevada 89147

702-968-7500

Facsimile 702-989-7525

justin@erinjuryattorneys.com

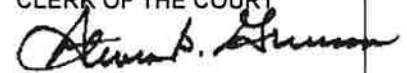
Attorneys for Plaintiff,

TEFFAHA R. KASYONAN

/s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

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Steven D. Grierson
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1 **IAFD**
2 **LEW BRANDON, JR., ESQ.**
3 Nevada Bar No. 5880
4 **ANDREW GUZIK, ESQ.**
5 Nevada Bar No. 12758
6 **HOMERO GONZALEZ, ESQ.**
7 Nevada Bar No. 15231
8 **BRANDON | SMERBER LAW FIRM**
9 139 E. Warm Springs Road
10 Las Vegas, Nevada 89119
11 (702) 380-0007
12 (702) 380-2964 – *facsimile*
13 l.brandon@bsnv.law
14 a.guzik@bsnv.law
15 h.gonzalez@bsnv.law
16 *Attorneys for Defendant,*
17 **99 CENTS ONLY STORES LLC**

**DISTRICT COURT
CLARK COUNTY, NEVADA**

13 TEFFAHA R. KASYONAN,
14 individually,

15 Plaintiff,

16 vs.

17 99 CENTS ONLY STORES LLC, a
18 California Limited Liability Company;
19 DOES I-V; and ROE
20 CORPORATIONS II-V, inclusive,

21 Defendants.

CASE NO.: A-21-832932-C
DEPT. NO.: 16

INITIAL APPEARANCE FEE DISCLOSURE
(NRS CHAPTER 19)

23 Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted for
24 parties appearing in the above-entitled action as indicated below:
25

26 Defendant 99 CENTS ONLY STORES LLC

\$223.00

27 ///

28 ///

139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

BRANDON | SMERBER
LAW FIRM

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 LAW FIRM
 139 E. WARM SPRINGS RD.
 LAS VEGAS, NEVADA 89119
 T. 702.380.0007 | F. 702.380.2964

TOTAL REMITTED..... \$223.00

DATED this 23rd day of April, 2021.

BRANDON | SMERBER LAW FIRM

/s/ Lew Brandon, Jr., Esq.

LEW BRANDON, JR., ESQ.

Nevada Bar No. 5880

ANDREW GUZIK, ESQ.

Nevada Bar No. 12758

HOMERO GONZALEZ, ESQ.

Nevada Bar No. 15231

139 East Warm Springs Road

Las Vegas, Nevada 89119

Attorneys for Defendant,

99 CENTS ONLY STORES LLC

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that on April 23, 2021, I served a true and correct copy of the foregoing **INITIAL APPEARANCE FEE DISCLOSURE (NRS CHAPTER 19)** through the Court's ECF electronic filing system, upon the following:

JUSTIN G. RANDALL, ESQ.

Nevada Bar No. 12476

ER INJURY ATTORNEYS

4795 South Durango Drive

Las Vegas, Nevada 89147

702-968-7500

Facsimile 702-989-7525

justin@erinjuryattorneys.com

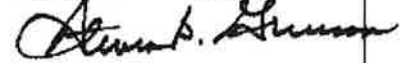
Attorneys for Plaintiff,

TEFFAHA R. KASYONAN

/s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

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DMJT
LEW BRANDON, JR., ESQ.
Nevada Bar No. 5880
ANDREW GUZIK, ESQ.
Nevada Bar No. 12758
HOMERO GONZALEZ, ESQ.
Nevada Bar No. 15231
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l.brandon@bsnv.law
a.guzik@bsnv.law
h.gonzalez@bsnv.law
Attorneys for Defendant,
99 CENTS ONLY STORES LLC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

TEFFAHA R. KASYONAN,
individually,

Plaintiff,

vs.

99 CENTS ONLY STORES LLC, a
California Limited Liability Company;
DOES I-V; and ROE
CORPORATIONS II-V, inclusive,

Defendants.

CASE NO.: A-21-832932-C
DEPT. NO.: 16

DEMAND FOR JURY TRIAL

COMES NOW, Defendant, 99 CENTS ONLY STORES LLC, by and through its
attorneys of record, LEW BRANDON, JR., ESQ., ANDREW GUZIK, ESQ., and HOMERO
GONZALEZ, ESQ., of the BRANDON | SMERBER LAW FIRM, and hereby demands a Jury

///

///

139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

BRANDON | SMERBER
LAW FIRM

1 Trial in the above-entitled action.

2 DATED this 23rd day of April, 2021.

3 **BRANDON | SMERBER LAW FIRM**

4 /s/ Lew Brandon, Jr., Esq.

5 **LEW BRANDON, JR., ESQ.**

6 Nevada Bar No. 5880

7 **ANDREW GUZIK, ESQ.**

8 Nevada Bar No. 12758

9 **HOMERO GONZALEZ, ESQ.**

10 Nevada Bar No. 15231

11 139 East Warm Springs Road

12 Las Vegas, Nevada 89119

13 *Attorneys for Defendant,*

14 *99 CENTS ONLY STORES LLC*

15 **CERTIFICATE OF SERVICE**

16 Pursuant to Nev. R. Civ. P. 5(b), I certify that on April 23, 2021, I served a true and
17 correct copy of the foregoing **DEMAND FOR JURY TRIAL** through the Court's ECF electronic
18 filing system, upon the following:

19 **JUSTIN G. RANDALL, ESQ.**

20 Nevada Bar No. 12476

21 **ER INJURY ATTORNEYS**

22 4795 South Durango Drive

23 Las Vegas, Nevada 89147

24 702-968-7500

25 Facsimile 702-989-7525

26 justin@erinjuryattorneys.com

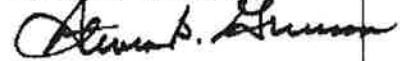
27 *Attorneys for Plaintiff,*

28 *TEFFAHA R. KASYONAN*

/s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

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1 **CSRE**
2 **LEW BRANDON, JR., ESQ.**
3 Nevada Bar No. 5880
4 **ANDREW GUZIK, ESQ.**
5 Nevada Bar No. 12758
6 **HOMERO GONZALEZ, ESQ.**
7 Nevada Bar No. 15231
8 **BRANDON | SMERBER LAW FIRM**
9 139 E. Warm Springs Road
10 Las Vegas, Nevada 89119
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13 l.brandon@bsnv.law
14 a.guzik@bsnv.law
15 h.gonzalez@bsnv.law
16 *Attorneys for Defendant,*
17 **99 CENTS ONLY STORES LLC**

18 **DISTRICT COURT**
19 **CLARK COUNTY, NEVADA**

20 TEFFAHA R. KASYONAN,
21 individually,

22 Plaintiff,

23 vs.

24 99 CENTS ONLY STORES LLC, a
25 California Limited Liability Company;
26 DOES I-V; and ROE
27 CORPORATIONS II-V, inclusive,

28 Defendants.

CASE NO.: A-21-832932-C
DEPT. NO.: 16

**CONSENT TO SERVICE BY ELECTRONIC MEANS THROUGH E-FILING
PROGRAM**

The undersigned parties hereby consent to service of documents by electronic means through the Court's E-filing program on behalf of the following parties: 99 CENTS ONLY STORES LLC.

Documents served by electronic means must be transmitted to the following persons at the e-mail addresses listed: l.brandon@bsnv.law; a.guzik@bsnv.law; and h.gonzalez@bsnv.law.

139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

BRANDON | SMERBER
LAW FIRM

BRANDON | SMERBER
LAW FIRM
139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

1 It is my understanding that the attachments may be transmitted to the program in any
2 format and will be converted to a PDF file before service is effected.

3 The undersigned also acknowledges that this Consent does not require service by
4 electronic means unless the serving party elects to do so.
5

6 DATED this 23rd day of April, 2021.

7 **BRANDON | SMERBER LAW FIRM**

8 /s/ Lew Brandon, Jr., Esq.

9 **LEW BRANDON, JR., ESQ.**

10 Nevada Bar No. 5880

11 **ANDREW GUZIK, ESQ.**

12 Nevada Bar No. 12758

13 **HOMERO GONZALEZ, ESQ.**

14 Nevada Bar No. 15231

15 139 East Warm Springs Road

16 Las Vegas, Nevada 89119

17 *Attorneys for Defendant,*

18 *99 CENTS ONLY STORES LLC*

19 **CERTIFICATE OF SERVICE**

20 Pursuant to Nev. R. Civ. P. 5(b), I certify that on April 23, 2021, I served a true and
21 correct copy of the foregoing **CONSENT TO SERVICE BY ELECTRONIC MEANS**
22 **THROUGH E-FILE FILING PROGRAM** through the Court's ECF electronic filing system, upon
23 the following:

24 **JUSTIN G. RANDALL, ESQ.**

25 Nevada Bar No. 12476

26 **ER INJURY ATTORNEYS**

27 4795 South Durango Drive

28 Las Vegas, Nevada 89147

702-968-7500

Facsimile 702-989-7525

justin@erinjuryattorneys.com

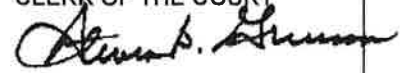
Attorneys for Plaintiff,

TEFFAHA R. KASYONAN

/s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

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1 **DSST**
2 **LEW BRANDON, JR., ESQ.**
3 Nevada Bar No. 5880
4 **ANDREW GUZIK, ESQ.**
5 Nevada Bar No. 12758
6 **HOMERO GONZALEZ, ESQ.**
7 Nevada Bar No. 15231
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13 l.brandon@bsnv.law
14 a.guzik@bsnv.law
15 h.gonzalez@bsnv.law
16 *Attorneys for Defendant,*
17 **99 CENTS ONLY STORES LLC**

**DISTRICT COURT
CLARK COUNTY, NEVADA**

13 TEFFAHA R. KASYONAN,
14 individually,

15 Plaintiff,

16 vs.

17 99 CENTS ONLY STORES LLC, a
18 California Limited Liability Company;
19 DOES I-V; and ROE
20 CORPORATIONS II-V, inclusive,

21 Defendants.

CASE NO.: A-21-832932-C
DEPT. NO.: 16

DISCLOSURE STATEMENT PURSUANT TO NRCP 7.1

23 The undersigned counsel of record for Defendant, 99 CENTS ONLY STORES LLC,
24 hereby certifies that to their knowledge, Defendant, 99 CENTS ONLY STORES LLC, is a
25 limited liability company with no publicly held company owning ten percent (10%) or more of
26 99 CENTS ONLY STORES LLC.
27
28

139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

**BRANDON | SMERBER
LAW FIRM**

BRANDON | SMERBER
LAW FIRM
139 E. WARM SPRINGS RD.
LAS VEGAS, NEVADA 89119
T. 702.380.0007 | F. 702.380.2964

1 There are no other known interested parties other than those identified.

2 DATED this 23rd day of April, 2021.

3 **BRANDON | SMERBER LAW FIRM**

4 /s/ Lew Brandon, Jr., Esq.

5 **LEW BRANDON, JR., ESQ.**

6 Nevada Bar No. 5880

7 **ANDREW GUZIK, ESQ.**

8 Nevada Bar No. 12758

9 **HOMERO GONZALEZ, ESQ.**

10 Nevada Bar No. 15231

11 139 E. Warm Springs Road

12 Las Vegas, Nevada 89119

13 *Attorneys for Defendant,*

14 99 CENTS ONLY STORES, LLC.

15 **CERTIFICATE OF SERVICE**

16 I hereby certify that on April 23, 2021, I served a copy of the foregoing **DISCLOSURE**
17 **STATEMENT PURSUANT TO NRCP 7.1** through the Court's ECF electronic filing system,
18 upon the following:

19 **JUSTIN G. RANDALL, ESQ.**

20 Nevada Bar No. 12476

21 **ER INJURY ATTORNEYS**

22 4795 South Durango Drive

23 Las Vegas, Nevada 89147

24 702-968-7500

25 Facsimile 702-989-7525

26 justin@erinjuryattorneys.com

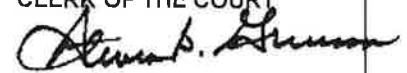
27 *Attorneys for Plaintiff,*

28 **TEFFAHA R. KASYONAN**

/s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

Electronically Filed
4/23/2021 9:42 AM
Steven D. Grierson
CLERK OF THE COURT



1 REQT
2 LEW BRANDON, JR., ESQ.
3 Nevada Bar No. 5880
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5 Nevada Bar No. 12758
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12 (702) 380-2964 – facsimile
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15 h.gonzalez@bsnv.law
16 Attorneys for Defendant,
17 99 CENTS ONLY STORES LLC

DISTRICT COURT
CLARK COUNTY, NEVADA

TEFFAHA R. KASYONAN,
individually,

Plaintiff,

vs.

99 CENTS ONLY STORES LLC, a
California Limited Liability Company;
DOES I-V; and ROE
CORPORATIONS II-V, inclusive,

Defendants.

CASE NO.: A-21-832932-C
DEPT. NO.: 16

**NRCP 16.1(a)(1)(C) REQUEST FOR COMPUTATION OF DAMAGES AND
DISCLOSURE OF SUPPORTING DOCUMENTS AND NRCP 16.1(a)(1)(A)(iii)
REQUEST FOR MEDICAL PROVIDER IDENTITY**

Pursuant to NRCP 16.1(a)(1)(C), Defendant 99 CENTS ONLY STORES LLC, hereby requests that Plaintiff, TEFFAHA R. KASYONAN, provide within thirty (30) days of this Request, computation of any and all categories of damages claimed by Plaintiff, including making available for inspection and copying as under Rule 34, the documents or other evidentiary matter

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1 not privileged or protected from disclosure on which such computation is based, including
2 materials bearing on the nature and extent of injuries suffered.

3 DATED this 23rd day of April, 2021.

4 **BRANDON | SMERBER LAW FIRM**

5
6 /s/ Lew Brandon, Jr., Esq.

LEW BRANDON, JR., ESQ.

Nevada Bar No. 5880

ANDREW GUZIK, ESQ.

Nevada Bar No. 12758

HOMERO GONZALEZ, ESQ.

Nevada Bar No. 15231

139 East Warm Springs Road

Las Vegas, Nevada 89119

Attorneys for Defendant,

99 CENTS ONLY STORES, LLC

12
13 **CERTIFICATE OF SERVICE**

14 Pursuant to Nev. R. Civ. P. 5(b), I certify that on April 23, 2021, I served a true and
15 correct copy of the foregoing **NRCP 16.1(a)(1)(C) REQUEST FOR COMPUTATION OF**

16 **DAMAGES AND DISCLOSURE OF SUPPORTING DOCUMENTS AND NRCP**

17 **16.1(a)(1)(A)(iii) REQUEST FOR MEDICAL PROVIDER IDENTITY** through the Court's

18 ECF electronic filing system, upon the following:
19

20 **JUSTIN G. RANDALL, ESQ.**

Nevada Bar No. 12476

ER INJURY ATTORNEYS

4795 South Durango Drive

Las Vegas, Nevada 89147

702-968-7500

Facsimile 702-989-7525

justin@erinjuryattorneys.com

Attorneys for Plaintiff,

TEFFAHA R. KASYONAN

26 /s/ Bonita Alexander

An Employee of BRANDON | SMERBER LAW FIRM

ABREA

Justin G. Randall, Esq.
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Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

TEFFAHA R. KASYONAN, individually,

Plaintiff,

v.

99 CENTS ONLY STORES LLC, a California
Limited Liability Company; DOES I-V; and
ROE CORPORATIONS II-V, inclusive,

Defendants.

CASE NO.: A-21-832932-C

DEPT NO.: 16

PETITION FOR EXEMPTION FROM ARBITRATION

COMES NOW Plaintiff, TEFFAHA R. KASYONAN, by and through her attorneys of record, JUSTIN G. RANDALL, ESQ., of ER INJURY ATTORNEYS, and hereby requests the above entitled matter be exempted from arbitration pursuant to Nevada Arbitration Rule 3 and 5, as this case:

1. ____ presents a significant issue of public policy;
2. XX involves an amount in issue in excess of \$50,000, exclusive of interest and costs;
3. ____ presents unusual circumstances which constitute good cause for removal from the program.

This is an action for personal injuries resulting from a slip and fall incident that occurred on September 3, 2019 in Clark County Nevada. On this date, Plaintiff was an invitee of Defendant 99 CENTS ONLY STORES LLC. While visiting the property, Plaintiff slipped on a slippery, liquid substance, causing Plaintiff serious injuries.

To date, Plaintiff TEFFAHA R. KASYONAN has incurred the following medical expenses as a result of the subject incident:

1.	Community Ambulance	\$1,132.33
2.	St. Rose Dominican Hospital- Siena Campus	\$84,634.00
3.	Vituity Partners	\$2,406.00
4.	Radiology Associates of Nevada	\$946.44
5.	Beaumont Hospital	\$46,690.76
6.	Advanced Family Medicine	\$3,068.22
TOTAL DAMAGES		\$138,877.75

Since the fall, Plaintiff has spent significant time inpatient at hospitals due to pain and blood clots. Plaintiff is still gathering her records and bills for her care.

As is evidenced by the injuries diagnosed by Plaintiff's healthcare providers, together with the significant medical expenses incurred by Plaintiff and the future cost of treatment, Plaintiff's case has a probable jury award value in excess of \$50,000. Accordingly, and pursuant to N.A.R. 3, this matter is appropriately exempted from the Court Annexed Arbitration Program. Further, this request for exemption has been timely filed pursuant to the requirements set forth in N.A.R. 5.

Based upon the foregoing, I hereby certify pursuant to N.R.C.P. 11 this case to be within the exemption marked above, and I am aware of the sanctions which may be imposed against any attorney or party who without good cause or justification attempts to remove a case from the arbitration program.

ER INJURY ATTORNEYS



Justin G. Randall, Esq.
Nevada Bar No. 12476
4795 South Durango Drive
Las Vegas, Nevada 89147
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

Pursuant to N.R.C.P. 5(a), E.D.C.R. 7.26(a) and N.E.F.C.R. 9, I hereby certify that I am an employee of ER INJURY ATTORNEYS, and on the 27th day of April, 2021, the foregoing **PETITION FOR EXEMPTION FROM ARBITRATION** was served by electronic via the Eighth Judicial Court's Odyssey E-File and Serve system, to the following counsel of record:

Lew Brandon, Jr., Esq.
Andrew Guzik, Esq.
Homero Gonzalez, Esq.
BRANDON | SMERBER LAW FIRM
138 E Warm Springs Rd.
Las Vegas, Nevada 89119
Attorney for Defendant

/s/ Amber Geiman
An Employee of ER INJURY ATTORNEYS

Bonita Alexander

From: Lewis Brandon
Sent: Tuesday, April 27, 2021 4:16 PM
To: Bonita Alexander
Cc: Homero Gonzalez; Andrew Guzik
Subject: FW: Notification of Service for Case: A-21-832932-C, Teffaha Kasyonan, Plaintiff(s)vs.99 Cents Only Stores LLC, Defendant(s) for filing ADR - Request for Exemption From Arbitration - ABREA (CIV), Envelope Number: 7790954

Ba- for me Tomorrow- pls START THE fed court removal , stmt, cert interested poartes, disc plan, notice of 26. 1 for Andrew in 2 weeks. , etc.

LEW BRANDON, JR., ESQ.
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 LAS VEGAS, NEVADA 89119
 TEL. 702-380-0007
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From: efilingmail@tylerhost.net <efilingmail@tylerhost.net>
Sent: Tuesday, April 27, 2021 4:14 PM
To: Lewis Brandon <l.brandon@bsnv.law>
Subject: Notification of Service for Case: A-21-832932-C, Teffaha Kasyonan, Plaintiff(s)vs.99 Cents Only Stores LLC, Defendant(s) for filing ADR - Request for Exemption From Arbitration - ABREA (CIV), Envelope Number: 7790954



Notification of Service

Case Number: A-21-832932-C
 Case Style: Teffaha Kasyonan, Plaintiff(s)vs.99 Cents Only Stores LLC, Defendant(s)
 Envelope Number: 7790954

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	A-21-832932-C
Case Style	Teffaha Kasyonan, Plaintiff(s)vs.99 Cents Only Stores LLC, Defendant(s)
Date/Time Submitted	4/27/2021 4:12 PM PST
Filing Type	ADR - Request for Exemption From Arbitration - ABREA (CIV)
Filing Description	Petition for Exemption from Arbitration
Filed By	Amber Geiman